

THE KENTUCKY BOARD OF LICENSURE FOR PRIVATE INVESTIGATORS

Minutes October 6, 2011

A regular Board Meeting of the Kentucky Board of Licensure for Private Investigators was held at the Board offices, Office of Occupations and Professions, 911 Leawood Drive, Frankfort, KY on October 6, 2011.

MEMBERS PRESENT

Edward Mercer, Chairman
Nicole H. Pang, Representing Attorney General
Daniel Triplett, Private Investigator
John L. Logdon, Private Investigator
Sheriff Kathryn H. Witt
Tracy J. Watwood, Police Officer

OCCUPATIONS & PROFESSIONS STAFF

Jeremy Horton, Deputy Executive Director
Adriana Lang, Board Administrator

MEMBER ABSENT

Mary Cope Halmhuber, Citizen at Large

OTHERS PRESENT

Angela Evans, Board Counsel

CALL TO ORDER

The Chairman, Mr. Mercer, called the meeting to order at 1:00 p.m.

APPROVAL OF MINUTES

The minutes of September 1, 2011 regular meeting was called to the attention of the members. A motion was made by Mr. Watwood to approve the minutes, as amended. The motion, seconded by Sheriff Witt, carried unanimously.

BOARD MONTHLY FINANCIAL REPORT

The Board reviewed the Financial Report of October 2011. Mr. Triplett made a motion to accept the Financial Report, as presented. The motion, seconded by Mr. Logdon carried unanimously.

LICENSURE STATUS REPORT

The Board reviewed the Licensure Status Report ending October 4, 2011. Mr. Logdon made a motion to accept the Licensure Status Report. The motion, seconded by Sheriff Witt, carried unanimously.

OFFICE OF OCCUPATIONS AND PROFESSIONS REPORT

Jeremy Horton provided the following report:

1) Shannon Tivitt sent a memorandum to all Board members explaining that the Office of Occupations and Professions (O&P) hired a temporary employee to work on the office's budget. The Board expressed interest in adopting the online renewal system and asked Mr. Horton to look into the matter. The Board also expressed interest in hiring a temporary employee to assist their administrator during the renewal period. The Board informed Mr. Horton that this was a discussion that occurred with a previous Executive Director. Mr. Horton stated that he would look into the matter and he would bring an update to the next scheduled meeting.

2) Discussed what the O&P should place on their website as a license verification record. After a lengthy discussion the Board advised O&P staff to disclose online and on the verification letters the following: 1. licensee name, 2. license number, 3. issue date, 4. expiration date and 5. License's status. The Board requested the O&P to remove the disciplinary action link from the website and from the verification letter. Furthermore, the Board agreed that anyone who wishes to obtain more information other than what is provided on the website is required to file an Open Records Request.

3) The Board reviewed an e-mail from Karen Duchane regarding the amended Memorandum of Agreement between the Kentucky Board of Licensure for Private Investigator and Schroeder Measurement Technologies, Inc. (SMT). Sheriff Witt made a motion to add the new exam sites to the SMT contract and to approve the contract with the new exam sites. The motion, seconded by Mr. Watwood, carried unanimously.

Mr. Triplett stated that he has not received his travel reimbursement. Mr. Horton stated that Ms. Cox has a back log; however, he will look into the matter.

ATTORNEY'S REPORT/LEGAL MATTERS

Ms. Evans provided the following report:

1) Recommended order of dismissal for Trace Lawless. Sheriff Witt made a motion to accept Ms. Evans recommendations. The motion, seconded by Mr. Watwood, carried unanimously. The Board also approved Mr. Lawless to take the private investigator exam.

2) James Bartlett's hearing is scheduled for November 29, 2011 at 9:00 a.m.

COMPLAINT COMMITTEE REPORT

The Complaint Committee met at 11:00 a.m. Mr. Triplett provided the following report:

09-004- Ongoing. Mr. Triplett recused himself from complaint 09-004.

2011-04 Ongoing.

Ms. Pang made a motion to accept the Complaint Committee Report. The motion, seconded by Sheriff Witt, carried.

OLD BUSINESS

The Board rescheduled the Continuing Education Committee Meeting to October 24, 2011 at 1:00 p.m. at the O&P 911 Leawood Drive, Frankfort, Kentucky.

NEW BUSINESS

The Board reviewed a correspondence from Wyvon Turner requesting to resend her PI license #0603. Mr. Logdon made a motion to accept Mr. Turner request. The motion, seconded by Mr. Triplett, carried unanimously.

The Board reviewed a correspondence from Richard Archey stating that he established a soleproprietor company named Raptor Group. LLC.

The Board reviewed a correspondence from William Gregory stating that Brandon Reynolds Temporary Employee # 0024 is no longer employed by Advantage Surveillance, Incorporated.

Mr. Logdon made a motion for the Board Administrator to make a copy of all previous minutes and to bring it to the next available meeting. The motion was not seconded. The motion did not carry.

Mr. Logdon made a motion to combine the November 3, 2011 Board meeting with the December 7, 2011 Board meeting. The motion, seconded by Sheriff Witt, carried unanimously.

APPLICATION REVIEW COMMITTEE REPORT

The application Committee met at 10:00 a.m. Mr. Watwood provided the following report:

INDIVIDUAL APPROVED: *Ellery Ferrara.*

A motion was made by Mr. Watwood to approve with provisions above names. The motion, seconded by Mr. Logdon, carried unanimously.

INDIVIDUALS APPROVED WITH PROVISIONS: *Scott Armstrong, Sherman Combs, Chelsey Ferrell, Adam Gillcrist, Matthew Jenkins, Jordan Todd, Scott Murphy, Michael Oestreicher, Mark Potter, Jerry Renfro, Shelly Rice, Donnie Salmons, Jr., Mary Scialdone, Joshua Slone, Richard Taffett and Claudia Yoselow.*

A motion was made by Mr. Watwood to approve with provisions above names. The motion, seconded by Mr. Logdon, carried unanimously.

INDIVIDUALS DEFERRED: *Jonathan Adkins, Dennis Boswell, Jeffrey Closson, David McVey, Jeffrey Scott, Thomas Stinson, Lee Zadakaus.*

A motion was made by Mr. Watwood to defer the above names. The motion, seconded by Mr. Logdon, carried unanimously.

INDIVIDUALS PLACED ON INACTIVE STATUS MUST REAPPLY: *Robert Banks, Matthew Bartlett, Michael Corby, Donald Croft, Crystal Curtis, John Daugherty, Aaron Elser, John Holden, Dean Hodges, Jonathan Johnson, William Moore, Harold Osborn, Christian Peyton, Stacy Ramsey, Raymond Renfro, Carl Riddle, Charles Russell, John Softy, William Sperton, Jeffrey Weller and Misty Wesley.*

A motion was made by Mr. Watwood to place on inactive status the above names. The motion, seconded by Mr. Logdon, carried unanimously.

COMPANY APPROVED: *Sedgwick Factual Photo, Inc.*

A motion was made by Mr. Watwood to approve the above company. The motion, seconded by Sheriff Witt, carried unanimously.

COMPANIES APPROVED WITH PROVISIONS: *First Advantage Background Services, Corp. and Sadie Fire & Safety, LLC.*

A motion was made by Mr. Watwood to approve with provisions the above companies. The motion, seconded by Mr. Logdon, carried unanimously.

COMPANY SOLEPROPRIETOR APPROVED WITH PROVISIONS: *Foresight Investigations.*

A motion was made by Mr. Watwood to approve with provisions the above company. The motion, seconded by Mr. Logdon, carried unanimously.

COMPANY DEFERRED: *Delta PI, MSA Investigations, Inc., Paragon Systems, Inc.*

A motion was made by Mr. Watwood to defer the above company. The motion, seconded by Sheriff Witt, carried unanimously.

REINSTATEMENT: *John Marshall.*

A motion was made by Mr. Watwood to approve the above name. The motion, seconded by Mr. Logdon, carried unanimously.

TEMPORARY EMPLOYEES REGISTRATION APPROVED: *James Brown, Jeffrey Edwards and Donnie Salmons.*

A motion was made by Mr. Watwood to approve the above names. The motion, seconded by Mr. Logdon carried unanimously.

TRAVEL AND PER DIEM

A motion was made by Mr. Triplett to approve payment of travel expenses and per diem compensation for eligible members in attendance at today's meeting. The motion, seconded by Mr. Logdon, carried unanimously.

ADJOURNMENT

The Chairman, Mr. Mercer informed the Board that the next meeting is scheduled for Thursday December 7, 2011 at 1:00 p.m., the Application Review Committee Meeting at 10.00 a.m. Having no further business to be brought before the Board, a motion was made by Mr. Triplett to adjourn. Motion seconded by Mr. Watwood, carried unanimously. The meeting adjourned at 2:20 p.m.

APPROVED